



05-25-05

3739 #  
erw

PATENT  
Attorney Docket No. 0320-0014 (HOOV 114)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re application of: )  
Michael D. Hooven )  
Serial No. 10/038,506 )  
Filed: November 9, 2001 )  
Group Art No.: 3739 )  
Examiner: Rosiland S. Rollins )  
For: TRANSMURAL ABLATION )  
DEVICE WITH PARALLEL )  
JAWS )

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

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Name: Renée C. Barthel

Signature: Renée C. Barthel

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1. Transmittal Form PTO/SB/21 (1 sheet);
2. Fee Transmittal Form PTO/SB/17 (1 sheet);
3. Amendment and Response to Non-Final Office Action of February 24, 2005 (13 sheets);
4. Information Disclosure Statement and Form PTO/SB/08A (3 sheets);
5. Check No. 20474 for \$180.00
6. Certificate of Mailing (1 sheet); and
7. Return Receipt Postcard.

Name: Renée C. Barthel

Signature: Renée C. Barthel

MAY 24 2005



# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number

10/038,506

Filing Date

November 9, 2001

First Named Inventor

Michael D. Hooven

Art Unit

3739

Examiner Name

Rosiland S. Rollins

Attorney Docket Number

0320-0014

## ENCLOSURES (Check all that apply)

|   |   |   |
|---|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form                  | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> After Allowance Communication to TC  |
| <input checked="" type="checkbox"/> Fee Attached                          | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences   |
| <input checked="" type="checkbox"/> Amendment / Reply                     | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)   |
| <input type="checkbox"/> After Final                                      | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)                        | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                        | <input type="checkbox"/> Terminal Disclaimer  | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):   |
| <input type="checkbox"/> Express Abandonment Request                      | <input type="checkbox"/> Request for Refund   | <ul style="list-style-type: none"> <li>- Certificate of Mailing</li> <li>- Return Receipt Postcard</li> <li>- Check No. 20474 for \$180.00</li> </ul> |
| <input checked="" type="checkbox"/> Information Disclosure Statement      | <input type="checkbox"/> CD, Number of CD(s) _____                                      |   |
| <input type="checkbox"/> Certified Copy of Priority Document(s)           | <input type="checkbox"/> Landscape Table on CD  |   |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application |   |   |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 |   |   |
| Remarks   |   |   |

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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Cook, Alex, McFarron, Manzo, Cummings &amp; Mehler, Ltd.

Signature

Printed name

Renee C. Barthel

Date

May 24, 2005

Reg. No. 48,356

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as ~~EX-1005~~ mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the **EXPRESS**

Signature

Typed or printed name

Renee C. Barthel

Date

May 24, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL for FY 2005

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ **\$180.00**)

## Complete if Known

|                      |                     |
|----------------------|---------------------|
| Application Number   | 10/038,506          |
| Filing Date          | November 9, 2001    |
| First Named Inventor | Michael D. Hooven   |
| Examiner Name        | Rosiland S. Rollins |
| Art Unit             | 3739                |
| Attorney Docket No.  | 0320-0014           |

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Deposit Account Number: 50-1039 Deposit Account Name: Cook, Alex, McFarron, et al.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or any underpayment of fee(s) under 37 CFR 1.16 and 1.17  Credit any overpayments

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## FEE CALCULATION

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| <u>Application Type</u> | <u>FILING FEES</u> |  | <u>SEARCH FEES</u> |                 | <u>EXAMINATION FEES</u> |  |                      |
|-------------------------|--------------------|--|--------------------|-----------------|-------------------------|--|----------------------|
|                         | <u>Fee (\$)</u>    | <u>Small Entity</u><br><u>Fee (\$)</u> | <u>Fee (\$)</u>    | <u>Fee (\$)</u> | <u>Fee (\$)</u>         | <u>Small Entity</u><br><u>Fee (\$)</u> | <u>Fees Paid(\$)</u> |
| Utility                 | 300                | 150                                    | 500                | 250             | 200                     | 100                                    | _____                |
| Design                  | 200                | 100                                    | 100                | 50              | 130                     | 65                                     | _____                |
| Plant                   | 200                | 100                                    | 300                | 150             | 160                     | 80                                     | _____                |
| Reissue                 | 300                | 150                                    | 500                | 250             | 600                     | 300                                    | _____                |
| Provisional             | 200                | 100                                    | 0                  | 0               | 0                       | 0                                      | _____                |

### 2. EXCESS CLAIM FEES

#### Fee Description

Each claim over 20 (including Reissues)

| <u>Small Entity</u><br><u>Fee (\$)</u> |
|--|
| 50                                     |
| 200                                    |
| 360                                    |

Each independent claim over 3 (including Reissues)

| <u>Fee (\$)</u> |
|-----------------|
| 100             |
| 180             |

Multiple dependent claims

#### Multiple Dependent Claims

| <u>Total Claims</u> | <u>Extra Claims</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |
|---------------------|---------------------|-----------------|----------------------|-----------------|----------------------|
| _____               | - 20 or HP = _____  | _____ x \$25.00 | = \$0.00             | _____           | _____                |

HP = highest number of total claims paid for, if greater than 20.

| <u>Indep. Claims</u> | <u>Extra Claims</u> | <u>Fee (\$)</u>  | <u>Fee Paid (\$)</u> |
|----------------------|---------------------|------------------|----------------------|
| _____                | - 3 or HP = _____   | _____ x \$100.00 | = \$0.00             |

HP = highest number of independent claims paid for, if greater than 3.

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| <u>Total Sheets</u> | <u>Extra Sheets</u> | <u>Number of each additional 50 or fraction thereof</u> | <u>Fee (\$)</u> | <u>Fee Paid (\$)</u> |
|---------------------|---------------------|---|-----------------|----------------------|
| _____               | - 100 = 0 / 50      | 0 (round up to a whole)                                 | x \$125.00      | = \$0.00             |

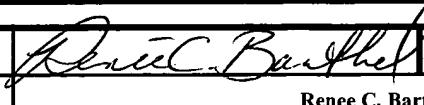
### 4. OTHER FEE(S)

Non-English specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Information Disclosure Statement Filing Fee

\$180.00

## SUBMITTED BY

|                   |   |                                      |        |              |                |
|-------------------|---|--------------------------------------|--------|--------------|----------------|
| Signature         |  | Registration No.<br>(Attorney/Agent) | 48,356 | Telephone    | (312) 236-8500 |
| Name (Print/Type) | Renee C. Barthel  |                                      | Date   | May 24, 2005 |                |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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